

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 7, 2002

DIVISION ONE

B153936 People (Not for Publication)
v.
Uriel Gonzalez

It is ordered that clerical errors in the minute order of September 28, 2001, and the abstract of judgment are to be corrected to reflect the imposition of 20-year enhancements on counts 2,3, and 4 pursuant to Penal Code section 12022.53, subdivision (c) rather than section 12022.53, subdivision (d). The trial court is directed to forward a copy of the corrected abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Rico, J. (Assigned)

[illegible]

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Ortega, J.

B157267 People (Not for Publication)
v.
Zamora

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

DIVISION TWO

B151231 Wang (Not for Publication)
v.
Sony Electronics

The judgment is reversed as to the order sustaining Sony's demurrer to the third cause of action without leave. On remand, the court is ordered to grant leave to Wang to file an amended complaint setting forth a cause of action for retaliation in violation of CFRA and FMLA in accordance with the representations Wang has made in his briefs on appeal. In all other respects, the judgment in favor of Sony is affirmed. The parties are ordered to bear their own costs of appeal.

Doi Todd, J.

We concur: Boren, P.J.
 Nott, J.

B153739 People (Not for Publication)
v.
Archuleta

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
 Nott, J.

B153840 Saint-Tropez Stores (Not for Publication)
v.
Rodeo Collection LTD

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Doi Todd, J.

DIVISION TWO (Continued)

B152302 People
 v.
 Gugliotta

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION THREE

B144337 Dale Stoops
 v.
 Alex Abbassi, et al.

Filed order modifying opinion. (No change in the judgment)

DIVISION FIVE

Court convened at 9:00

Present: Turner, P.J., Grignon, J., Armstrong, J. and Zaida G. Heraldez, Deputy Clerk.

B152966 Pfeiffer Venice Properties, et al.
 v.
 Sheila Bernard, et al.

Merits:
Argued by Daniel Patrick Tokaji for appellants and by Gregory R. Smith for respondents. Cause submitted.

Court recessed.

Court reconvened at 9:15 a.m.

Present: Turner, P.J., Grignon, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

DIVISION FIVE (Continued)

Each of the following:

B154458 People v. Manuel Morales
B151680 People v. James Howard
B153038 People v. Anthony H.

Argument waived, cause submitted.

B155614 Fabio Nor
 v.
 Joanne Humphrey Nor

Merits:
Argued by Cori B. Steinberg for appellant and by Ira H. Lurvey for
appellant. Cause submitted.

B153704 People
 v.
 Rene Bracamontes

Merits:
Argued by Jonathan P. Milberg for appellant and by David A. Wildman,
Deputy Attorney General for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Grignon, Acting P.J., Armstrong, J., Mosk, J. and Zaida G. Heraldez, Deputy
Clerk.

Each of the following:

B154322 In re Paul F.; DCFS v. Susan J.
B155452 People v. Eddie Dean McIntyre
B151637 People v. Brian Stokes
B156550 In re Erica C.; DCFS v. Yolanda S. and Edman C.

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B149568 Checkpoint, LLC
v.
Trong Nguyen

Merits:
Argued by John A. Tkach for appellant and by Stephen B. Goldberg for respondent. Cause submitted.

B153535 Sharon Renee Wheeler, et al.
v.
Avalonbay Communities, et al.

Merits:
Argued by Mickel M. Arias for appellants and by Rudy R. Perrino for respondents. Cause submitted.

Court adjourned.

B153848 Hendrix, et al.
v.
Countrywide Home Loans Inc.

Filed order denying petition for rehearing.

DIVISION SIX

B157274 People (Not for Publication)
v.
Trelatsky

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

DIVISION SIX (Continued)

B148184 People (Not for Publication)
v.
Scholer & Ritchie

As to Scholer, we strike the jury's findings concerning use of a firearm by a principal pursuant to section 12022.53, subdivision (e), concerning Counts 1, 2, 13, and 14, reverse and remand for retrial concerning the prior felony conviction, remand for resentencing and correction of the abstract of judgment, and otherwise affirm the judgment.

As to Ritchie, we reverse the judgment concerning Count 24, strike the jury's findings concerning use of a firearm by a principal pursuant to section 12022.53, subdivision (e), concerning Counts 7, 13, and 14, reverse and remand for retrial concerning the prior felony conviction, remand for resentencing and correction of the abstract of judgment, and otherwise affirm.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

B149677 Leslie (Not for Publication)
v.
Southern California Edison Company

The judgment is affirmed. Costs are awarded to respondent.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

B155165 Los Angeles County, D.C.S.(Not for Publication)
v.
Sophie T.,
In re Nickolas W.

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.
Johnson, J.

B153281 Kohandarvosh
v.
Khatibi, et al.

Filed order denying petition for rehearing.

DIVISION EIGHT

B152491 People (Not for Publication)
v.
Chavez

The judgment is reversed and the matter is remanded to permit the court to hold an evidentiary hearing and to exercise its discretion to determine appellant's suitability for probation.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

B151919 People (Not for Publication)
v.
Shinti

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

DIVISION EIGHT (Continued)

B152284 People (Not for Publication)
v.
Toles

The judgment is modified to award appellant 236 days pre-sentence custody credit. As modified, the judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B148759 People (Not for Publication)
v.
Fecht

The special circumstance finding is stricken; the judgment of conviction is otherwise affirmed. Sentence is vacated and the case is remanded to the trial court for sentencing consistent with this opinion.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.